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TELEPHONE (954) 828-1488 FACSIMILE (954) 828-9122

FAX COVER SHEET

DATE:	March 17, 2006	FROM:	Judith A. Parrish
TO:	Office of Petitions	FAX NO.:	(954) 828-9122
FIRM:	USPTO	PHONE NO.:	(954) 828-1488
FAX NO.:	1-571-273-8300	E-MAIL	jparrish@cwiplaw.com
PHONE NO.:	1-571-272-3209	PAGES, INCLUDING COVER	18
FILE NO.	1172-3U		

Re: Application Number:	09/993,820
Filing Date:	November 16, 2001
Applicant(s):	Darin Prizzi
Entitled:	TOWEL HOLDER
Examiner:	Anita M. King
Group Art Unit:	3632
Attorney Docket No.:	1172-3U

51881

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GROUP 3600

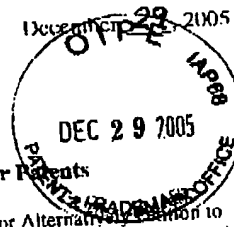
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Attorney Docket No. 1172-3U
U.S. Patent Application No. 09/993,820
Filed: November 16, 2001
Applicant(s): Darin Prizzi
Title: TOWEL HOLDER

Received by Box Petitions, Commissioner for Patents

1. Communication
2. A copy of Renewed Petition Under 37 CFR 1.81 or Alternative Petition to Revive Unintentionally Abandoned Application Under 37 CFR 1.37(b) as filed by Applicant on March 7, 2005.
3. Copy of a Check to Director in the amount of \$85
4. Transmittal letter
5. Copy of cancelled check for previously paid filing fee



*This was hand delivered
12/29/05*

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MAR 23 2006

GROUP 3600

CHRISTOPHER & WEISBERG, P.A.
200 East Las Olas Boulevard - Suite 2040
Fort Lauderdale, Florida 33301
Telephone: (954) 828-1488; Facsimile: (954) 828-9122

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Application No: 09/993,820
Applicant(s): Darin Prizzi
Filing Date: 11/16/2001
Entitled: TOWEL HOLDER
Attorney Docket No. 1172-3U

Examiner: Anita M. King
Group Art Unit: 3632

Certificate of Mailing (37 C.F.R. 1.8(a))		
I hereby certify that this correspondence is being Hand Delivered in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date set forth below.		
December 29, 2005	Scott Paul, Esq.	<i>Scott Paul Esq</i>
Date of Signature and Mail Deposit	Name of Person Signing	Signature

Sir:

Transmitted herewith is a COMMUNICATION, and the following documents for your review:

- ☒ Renewed Petition Under 37 CFR 1.81 or Alternatively Petition to Revive Unintentionally Abandoned Application Under 37 CFR 1.37(h) as filed by Applicant on March 7, 2005 to Mail Stop Petitions, Commissioner for Patents
- ☒ Notice of Change of Correspondence Address is enclosed.
- ☒ Copy of cancelled check for previously paid petition (fee for \$665) is enclosed.
- ☒ Copy of a check for \$85 dated March 3, 2005 for new petition fee is enclosed.
- ☒ A self-addressed, stamped postcard for verification and receipt is enclosed.
- ☒ The Commissioner is hereby authorized to credit overpayments or charge payment of any additional fees associated with this communication to Deposit Account No. 502104.

Dated: December 29, 2005

Allen D. Brufky /s/
Attorney of Record: Allen D. Brufky
Registration No: 21,056

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Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being **Hand Delivered** in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date set forth below.

Scott Paul, Esq.
Name of Person Delivering Paper

Signature of Person Delivering Paper

December 29, 2005
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number: 09/993,820
Filing Date: November 16, 2001
Applicant(s): Darin Prizzi
Entitled: TOWEL HOLDER
Examiner: Anita M. King
Group Art Unit: 3632
Attorney Docket No.: 1172-3U

Mail Stop Petitions
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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GROUP 3600**COMMUNICATIONS**

On March 7, 2005, Applicant submitted a "Renewed Petition Under 37 C.F.R. 1.81 or Alternatively Petition to Revive Unintentionally Abandoned Application Under 37 C.F.R. 1.37(b)." A copy of the Renewed Petition as filed on March 7, 2005, is attached as Exhibit A.

To date, a decision has not been rendered. Furthermore, a check with the USPTO website, specifically, the transaction history for this Application, shows that said petition is not

Application No. 09/993,820
Filed: 11/16/2001
Attorney Docket No.: 1172-3U

recorded as being received by the USPTO. In fact, the last entry on the transaction history for this Application dates back to June 30, 2004. A copy of the transaction history is enclosed as Exhibit A.

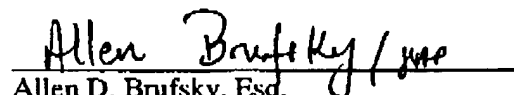
On March, 14, 2005, the undersigned attorney received the return postcard from the USPTO, indicating receipt of said petition on March 11, 2005. A copy of the return postcard is attached as Exhibit B.

Furthermore, a check in the amount of \$85.00, made payable to the Director of the USPTO, check no. 4360, and dated March 3, 2005, was submitted with the renewed petition, and later deposited by the USPTO on the drawers account.

WHEREFORE, we enclose herewith, the "Renewed Petition Under 37 C.F.R. 1.81 or Alternatively Petition to Revive Unintentionally Abandoned Application Under 37 C.F.R. 1.37(b)" and request that the filing date for this Renewed petition be as at March 11, 2005, the date it was originally received by the USPTO.

Date: December 29, 2005

Respectfully submitted,


Allen D. Brufsky, Esq.
Registration Number 21056
Attorney for Applicant
CHRISTOPHER & WEISBERG, P.A.
200 East Las Olas Boulevard, Suite 2040
Fort Lauderdale, Florida 33301
Customer No. 31292
Telephone: (954) 828-1488
Facsimile: (954) 828-9122

45909

EXHIBIT A

**USPTO: PLEASE VERIFY, STAMP DATE
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March 7, 2005

Attorney Docket No. 1172-3U, U.S. continuation patent application -

Applicant(s):

For: TOWEL HOLDER

Received by Box Petitions, Commissioner for Patents

1. Renewed Petition Under 37 CFR 1.81 or Alternatively Petition to Revive

Unintentionally Abandoned Application Under 37 CFR 1.37(b)

2. Check to Director in the amount of \$85

3. Transmittal letter

4. Copy of cancelled check for previously paid filing fee

CHRISTOPHER & WEISBERG, P.A.
200 East Las Olas Boulevard - Suite 2040
Fort Lauderdale, Florida 33301
Telephone: (954) 828-1488; Facsimile: (954) 828-9122

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Application No: 09/993,820
Applicant(s): Darin Prizzi
Filing Date: 11/16/2001
Entitled: TOWEL HOLDER
Attorney Docket No. 1172-3U

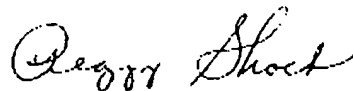
Examiner:
Group Art Unit:

Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service Post Office as first-class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date set forth below.

March 7, 2005

Peggy Shock



Date of Signature and Mail Deposit

Name of Person Signing

Signature

Sir:

Transmitted herewith is a Renewed Petition Under 37 CFR 1.81 or Alternatively Petition to Revive Unintentionally Abandoned Application Under 37 CFR 1.37(b)

☒ Notice of Change of Correspondence Address is enclosed.


☒ A self-addressed, stamped postcard for verification and receipt is enclosed.

☒ Copy of cancelled check for previously paid petition fee for \$665.

for \$85 for new petition fee.

☒ The Commissioner is hereby authorized to credit overpayments or charge payment of any additional fees associated with this communication to Deposit Account No. 502104.

Date: March 7, 2005


Attorney of Record: Allen D. Brufsky
Registration No: 21,056

30804

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Darin Prizzi
Title: Towel Holder
Serial No.: 09/993,820
Filed: November 16, 2001

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RENEWED PETITION UNDER 37 C.F.R. 1.81 OR ALTERNATIVELY
PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. 1.37(b)**

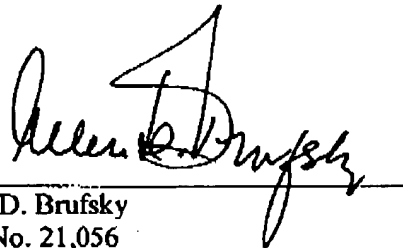
Responsive to the "Decision on Petition to Withdraw the Holding of Abandonment" (copy enclosed), dated June 17, 2004, Petitioner agrees with the Examiner that "The required notification of change of correspondence address need take no particular form". In the office action response dated 9/9/02 which was held non-compliant, applicant's attorney signed the paper giving his customer number 32575 as an indication of the correspondence address. This number was a clear indication of the correspondence address to be used in corresponding with the applicant. If the Patent Office had directed its holding of non-responsiveness to the customer number address, applicant's attorney would have received the same.

Therefore, it is respectfully requested that reconsideration of the decision on petition to withdraw the holding of abandonment should be had in light of this information, and the holding withdrawn.

If the above notification of change of correspondence address is still deemed sufficient, it is respectfully requested that the petition be converted to one to revive the application under 37 C.F.R. 1.137(b). The required reply to the non-compliant notice has previously been submitted

with the original petition to withdraw the holding of abandonment. The entire reply from the due date for the reply until the filing of this petition was unintentional as indicated by the factual findings. The fee for the petition of \$665 (small entity) was previously paid by Check No. 2871, a copy of which is enclosed. Enclosed is a check for \$85, representing the difference in the current fees.

Date: March 7, 2005

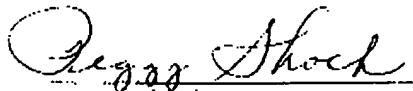


Allen D. Brufsky
Reg. No. 21,056
200 East Las Olas Boulevard
Suite 2040
Fort Lauderdale, FL 33301
Phone: 954-828-1488
Fax: 954-828-9122
CUSTOMER NUMBER 32575

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this communication is being deposited with the United States Postal Service with sufficient postage as "First-Class" mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: March 7, 2005.


Peggy Shock

30641

PATENT

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Peggy Shock
Name of Person Mailing Paper

Peggy Shock
Signature of Person Mailing Paper

March 7, 2005
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial Number: 09/993,820
Filing Date: November 16, 2001
Applicant(s): Darin Prizzi
Entitled: TOWEL HOLDER
Examiner: Anita M. King
Group Art Unit: 3632
Attorney Docket No.: 1172-3U

NOTICE OF CHANGE OF CORRESPONDENCE ADDRESS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please address all future communications for the above-identified application to:

Allen D. Brufsky, Reg. No.: 21056
CHRISTOPHER & WEISBERG, P.A.
200 East Las Olas Boulevard - Suite 2040
Fort Lauderdale, Florida 33301
Tel: (954) 828-1488
Fax: (954) 828-9122
Customer No. 32575

Respectfully submitted,

Dated: March 7, 2005

By:

Allen D. Brufsky
Allen D. Brufsky
Reg. No. 21056
Attorney for Applicant(s)
Christopher & Weisberg, P.A.
200 East Las Olas Boulevard, Suite 2040
Fort Lauderdale, FL 33301
Customer No. 31292

30645

2006-03-17 16:01

CHRISTOPHER & WEISBERG, P.A.
200 E. LAS OLAS BLVD., SUITE 100
FT. LAUDERDALE, FL 33301

954-828-0122 USPTO

2200 JEFFERSON BLVD., SUITE 300
FT. LAUDERDALE, FL 33301
63-1356

P 12/18
4360

3/3/2005

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Director of the United States Patent and Trademark Office

85.00

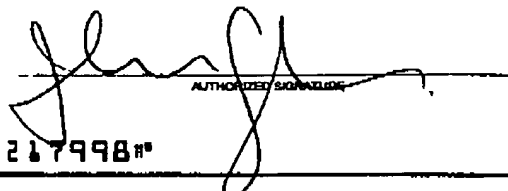
Eighty-Five & No/100 Dollars

DOLLARS

MEMO

Filing Fee 1172-3U

#004360# 1:067006432: 2000136217998#


AUTHORIZED SIGNATURE

CHRISTOPHER & WEISBERG, P.A.

4360

Director of the United States Patent and

Director

Invoice Date	Invoice No.	Description
3/3/2005	Filing Fee 1172-3U	Filing Fee 1172-3U

Reference No.	Amount
	85.00

CHRISTOPHER & WEISBERG, P.A.

4360

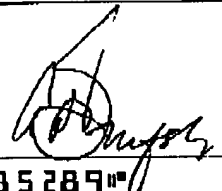
3/3/2005 Director of the United States Patent and

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Invoice No.	Description
Filing Fee 1172-3U	Filing Fee 1172-3U

Reference No.	Amount
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NELCO - LSR5018814 97/303

ALLEN D. BRUFISKY, P. A. REGISTERED PATENT ATTORNEY PHONE 239-261-9393 600 FIFTH AVE NAPLES, FL 34102		2871 6/24/04 DATE 63-643/670 BRANCH 88342
PAY TO THE ORDER OF <u>Director of Patent</u>		\$ <u>665⁰⁰/₁₀₀</u>
<u>Six hundred & sixty five 00/100</u>		DOLLARS
WACHOVIA Wachovia Bank, N.A. wachovia.com		
FOR <u>Prizzi 993 820</u>		
@002871 @067006432: 2000007385289@		@0000066500

INFO SW:0035 PACKET:17

50310000114
 WACHOVIA NA SU0071 8768T
 PHILA, PA 0762044 100FX
 7411056210

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 07-01-2004
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954-828-9122 >> USPTO

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EXHIBIT B

United States Patent & Trademark Office



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09/993,820 Towel holder

Application/Transaction Date	History	Published Document	Publication Date	Address & Attorney/Agent
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Date	Contents Description
06-30-2004	Workflow incoming petition IFW
06-17-2004	Petition Decision - Dismissed
04-26-2004	Petition Entered
04-26-2004	Workflow incoming petition IFW
03-09-2004	Mail Abandonment for Failure to Respond to Office Action
03-08-2004	Abandonment for Failure to Respond to Office Action
08-26-2003	Mail Notice of Informal or Non-Responsive Amendment
08-22-2003	Date Forwarded to Examiner
08-07-2003	Informal or Non-Responsive Amendment after Examiner Action
08-07-2003	Response after Non-Final Action
05-07-2003	Mail Non-Final Rejection
05-05-2003	Non-Final Rejection
02-26-2003	Date Forwarded to Examiner
02-12-2003	Supplemental Response

02-26-2003	Date Forwarded to Examiner
02-12-2003	Request for Continued Examination (RCE)
02-26-2003	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)
02-12-2003	Workflow - Request for RCE - Begin
11-27-2002	Mail Final Rejection (PTOL - 326)
11-25-2002	Final Rejection
09-24-2002	Date Forwarded to Examiner
09-16-2002	Response after Non-Final Action
08-14-2002	Mail Non-Final Rejection
08-09-2002	Non-Final Rejection
02-05-2002	Correspondence Address Change
12-31-2001	Case Docketed to Examiner in GAU
12-11-2001	Application Dispatched from OIPE
12-07-2001	Correspondence Address Change
12-03-2001	IFW Scan & PACR Auto Security Review
11-16-2001	Initial Exam Team nn

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- Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for about Patent Application Information Retrieval (PAIR).
- Send general questions about USPTO programs to the USPTO Contact Center (UCC).
- If you experience technical difficulties or problems with this application, please report them via e-mail Business Support or call 1 800-786-9199.

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EXHIBIT C

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March 7, 2005

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Applicant(s):

For: TOWEL HOLDER

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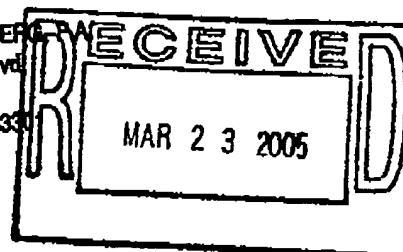
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